

6 JUN 1962

**MEMORANDUM FOR: Director of Personnel**

**SUBJECT: H.R. 10687, "Back Pay Act of 1962"**

1. I am attaching for your information a copy of the hearings before the House Post Office and Civil Service Committee on identical bills, H. R. 10685 and H. R. 10687, entitled the "Back Pay Act of 1962." I believe you will find these hearings of interest in considering the points raised in paragraph 2 of your memorandum of 23 April 1962.

2. We have reviewed these bills carefully and believe that there is no necessity for requesting an exemption from the proposed legislation. These bills, with only one minor exception, are identical to the draft legislation submitted to this Agency for comment by the Bureau of the Budget in June of 1961. In our reply to the Bureau's letter (copy attached) we indicated that the proposed legislation was desirable and that we would have no objection to its enactment in that form. Our report was based in part on your memorandum of 14 July 1961 in which you indicated your belief "that enactment of this bill would be advantageous to this Agency."

3. We stated that the Civil Service Commission's transmittal letter to the Congress indicated that the proposed bill did not extend to any employee any rights of tenure, review or appeal to which he is not otherwise entitled, adding that this statement was consistent with our conclusion that the bill would not effect the termination authority of the Director of Central Intelligence, contained in section 102(c) of the National Security Act of 1947, as amended. This position has been reaffirmed by the Civil Service Commission in the attached hearings.

4. H. R. 10685 was ordered reported by the House Post Office and Civil Service Committee on 17 May 1962. Copies of this report will be forwarded as soon as they are available. If the bill is enacted, you

may find it desirable to discuss with the Civil Service Commission the application of any regulations to be issued by the Commission as they would affect this Agency.

/s/ John S. Warner

JOHN S. WARNER  
Legislative Counsel

**Attachments**

**Distribution:**

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# MISSING PAGE

ORIGINAL DOCUMENT MISSING PAGE(S):

Missing Attachment